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PTO/SB/21 (6-99)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/981,547
Filing Date	October 17, 2001
First Named Inventor	Jim Wells
Group/Art Unit	1639
Examiner Name	Epperson, Jon D.
Attorney Docket Number	39750-0002DV1

## ENCLOSURES (check all that apply)

- Fee Transmittal Form
- Fee Attached
- Amendment / Response
- After Final
- Affidavits/declaration(s)
- Extension of Time Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Assignment Papers (for an Application)
- Drawing(s)
- Licensing-related Papers
- Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- Petition to Convert to a Provisional Application
- Power of Attorney, Revocation Change of Correspondence Address
- Terminal Disclaimer
- Small Entity Statement
- Request for Refund

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter
- Additional Enclosure(s) (please identify below):  
stamped return postcard; Response to Notice of Non-Responsive Amendment (Bona Fide); copy of Notice of Non-Responsive Amendment

Remarks  
**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER (Atty. Docket No. 39750-0002DV1).**

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name

Ginger R. Dreger, Reg. No. 33,055, HELLER EHRMAN WHITE &amp; McAULIFFE LLP

Signature

Date

June 21, 2004

Customer Number: 25213

## CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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June 21, 2004

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APPLICATION NO.	TRADEMA	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/981,547	7590	10/17/2001	Jim Wells	SUNESIS.002DVI	8070

20995 7590 06/03/2004

KNOBBE MARTENS OLSON & BEAR LLP  
2040 MAIN STREET  
FOURTEENTH FLOOR  
IRVINE, CA 92614

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HEWM LLP - P.A.

EXAMINER	
EPPERSON, JON D	
ART UNIT	PAPER NUMBER
1639	

DATE MAILED: 06/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

HEWM LLP - SV Office  
Description RESPONSE TO OA (1 MONTH)  
Due/Rmr 7/3/04  
Final/Deadline 12/3/04  
Initials DZ



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT

PAPER

5/30/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Non-Responsive Amendment (Bona fide)

The reply dated March 11, 2004 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

Applicants did not indicate which of the newly added claims (e.g., claims 88-96) are readable upon the elected species in accordance with MPEP § 809.02(a) (e.g., see Paper No. 7, paragraph 13, "If claims are added after the election, applicant must indicate which are readable upon the elected species").

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (571) 272-0808.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (571) 272-1600.

Jon D. Epperson Ph.D.  
Patent Examiner

BENNETT CELSA  
PRIMARY EXAMINER